

## JNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE

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APPLICATION NUMBER

FILING OR 371 (c) DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NUMBER

10/795,801

03/09/2004

Henricus Wilhelmus Maria Van Buel

1857.2720000

26111

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07/26/2004 HDEMESSI 00000020 10795801

01 FC:1001 02 FC:1051

770.00 DP 130.00 OP



**CONFIRMATION NO. 7706** 

FORMALITIES LETTER

\*OC000000012779323\*

Date Mailed: 05/26/2004

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

# Filing Date Granted

# **Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing. Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### **SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$900 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

Replies should be mailed to:

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria VA 22313-1450

A copy of this notice <u>MUST</u> be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE



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\*Admitted only in Maryland \*Admitted only in Virginia \*Practice Limited to Federal Agencies

July 23, 2004

WRITER'S DIRECT NUMBER: (202) 772-8645 INTERNET ADDRESS: JASONE@SKGF.COM

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

Re:

U.S. Patent Application

Appl. No. 10/795,801; Filed: March 9, 2004

For: Lithographic Apparatus and Device Manufacturing Method

Inventor:

Henricus Wilhelmus Maria VAN BUEL

Our Ref:

1857.2720000

Sir:

In reply to the "Notice to File Missing Parts of Application--Filing Date Granted," dated May 26, 2004, Applicant submits the following documents for appropriate action by the U.S. Patent and Trademark Office:

- 1. PTO Fee Transmittal Form PTO/SB/17;
- 2. Copy of the Notice to File Missing Parts;
- 3. Original Declaration, executed by the inventor;
- 4. An original executed Power of Attorney from Assignee;
- 5. Statement Under 37 C.F.R. § 3.73(b) Statement with copy of Assignment attached;
- 6. Return postcard; and
- 7. PTO-2038 Credit Card Payment Form for \$900.00 to cover:
  \$ 770.00 Filing Fee for Patent Application (37 C.F.R. § 1.16);
  \$ 130.00 Surcharge for late filing fee or Declaration (37 C.F.R. § 1.16).

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

Sterne, Kessler, Goldstein & Fox PLLC.: 1100 New York Avenue, NW: Washington, DC 20005: 202.371.2600 f 202.371.2540: www.skgf.com

Commissioner for Patents July 23, 2004 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Jason D. Eisenberg

Attorney for Applicant Registration No. 43,447

JDE/lvt Enclosures

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PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# E TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT 900.00

Complete if Known				
Application Number	10/795,801			
Filing Date	March 9, 2004			
First Named Inventor	Henricus Wilhelmus Maria VAN BUEL			
Examiner Name	To be assigned			
Art Unit	1756			
Attorney Docket No.	1857,2720000			

METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)						
Check X Credit card Money X Other* None		3. ADDITIONAL FEES						
	Large	Entity	Small	Entity				
**Charge any deficiencies or credit any overpayments in Deposit Account: the fees to Deposit Acct. No. 19-0036.	Fee	Fee	Fee	Fee	Fee Description			
Deposit Account 19-0036	Code			(\$)	Contract Charles and the	Fee Paid		
Number	1051	130	2051		Surcharge - late filing fee or oath	130.00		
Deposit Account Sterne, Kessler, Goldstein & Fox P.L.L.C.	1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet			
Name		130	1053	130	Non-English specification			
The Director is authorized to: (check all that apply)  Charne fee(s) indicated below  Credit any overpayments		2,520	1812	2,520	For filing a request for ex parte reexamination			
Charge fee(s) indicated below Credit any overpayments  Charge any additional fee(s) or any underpayment of fee(s)		920*	1804	920*	Requesting publication of SIR prior to Examiner action			
Charge fee(s) indicated below, except for the filing fee		1,840*	1805	1.840*	Requesting publication of SIR after			
to the above-identified deposit account.		1,010	1000	1,0 .0	Examiner action			
FEE CALCULATION		110	2251	55	Extension for reply within first month			
1. BASIC FILING FEE	1252	420	2252	210	Extension for reply within second month			
Large Entity Small Entity	1253	950	2253	475	Extension for reply within third month			
Fee Fee Fee Fee Paid	1254	1,480	2254	740	Extension for reply within fourth month			
Code (\$) Code (\$) 1001 770 2001 385 Utility filing fee	1255	2,010	2255	1,005	Extension for reply within fifth month	<u> </u>		
1002 340 2002 170 Design filing fee	1401	330	2401	165	Notice of Appeal			
1002 540 2002 170 2003g/1 mmg to	1402	330	2402	165	Filing a brief in support of an appeal			
	1403	290	2403	145	Request for oral hearing			
1004 770   2004 385   Reissue filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding			
	1452	110	2452	55	Petition to revive - unavoidable			
SUBTOTAL (1) (\$) 770.00		1,330	2453	665	Petition to revive - unintentional			
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		1,330	2501	665	Utility issue fee (or reissue)			
Fee from Extra Claims below Fee Paic		480	2502	240				
Total Claims 11 - 20 **= 0 X 18 = 0	1503	640	2503	320	Plant issue fee			
Independent 3 - 3 **= 0 X 86 = 0	1460	130	1460	130	Petitions to the Commissioner			
Multiple Dependent =	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)			
Large Entity   Small Entity	1806	180	1806	180	Submission of Information Disclosure Stmt			
Fee Fee Fee Fee Fee Description Code (\$)	8021	40	8021	40	Recording each patent assignment per property (times number of properties)			
1202 18 2202 9 Claims in excess of 20	1809	770	2809	385				
1201 86 2201 43 Independent claims in excess of 3			0040	005	(37 ČFR 1.129(a))			
1203 290 2203 145 Multiple dependent claim, if not paid	1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	<del></del>		
1204 86 2204 43 ** Reissue independent claims over original patent	1801	770	2801	385	Request for Continued Examination (RCE)			
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent	1802	900	1802	900	<ul> <li>Request for expedited examination of a design application</li> </ul>			
	Othe	Other fee (specify)						
SUBTOTAL (2) (\$) 0  **or number previously paid, if greater; For Reissues, see above	*Red	*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 130.00						
(Complete (if applicable))								
SUBMITTED BY (Complete (in applicable))								

Registration No. Telephone 202) 371-2600 Name (Print/Type) 43,447 (Attorney/Agent) Signature

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit which is to file (and by the

USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.